

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

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|---------------------------------|----------|-----------------------------------------------------|
| UNITED STATES OF AMERICA | : | CRIMINAL NO. _____ |
| v. | : | DATE FILED: December 2, 2009 |
| CARLOS ANDINO | : | VIOLATIONS: |
| JOSE LUCIANO-GUILLOTI | : | _____ 21 U.S.C. § 846 (conspiracy to possess |
| ANTONIO RODRIGUEZ | : | with intent to distribute 500 grams |
| ANTONIO ORTIZ-SOTO | : | or more of cocaine - 1 count) |
| | : | 21 U.S.C. § 846 (attempted possession |
| | : | with intent to distribute 500 grams or |
| | : | more of cocaine - 1 count) |
| | | 18 U.S.C. § 2 (aiding and abetting) |

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. From at least on or about November 2, 2009, through on or about November 4, 2009, in Allentown, in the Eastern District of Pennsylvania, and elsewhere, defendants

**CARLOS ANDINO,
JOSE LUCIANO-GUILLOTI,
ANTONIO RODRIGUEZ, and
ANTONIO ORTIZ-SOTO**

conspired and agreed, together and with others known and unknown to the grand jury, to knowingly and intentionally possess with intent to distribute 500 grams of more of a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(B).

MANNER AND MEANS

It was a part of the conspiracy that:

2. Defendants CARLOS ANDINO, JOSE LUCIANO-GUILLOTI, ANTONIO RODRIGUEZ, and ANTONIO ORTIZ-SOTO, and others known and unknown to the grand jury, agreed to participate in the delivery and distribution of cocaine in the Eastern District of Pennsylvania.

3. Defendants ANTONIO RODRIGUEZ and ANTONIO ORTIZ-SOTO, among other things, agreed to accept delivery of packages sent through the mail, containing cocaine at various addresses in the Allentown area, including at the home of a relative of defendant ANTONIO RODRIGUEZ, and agreed to deliver those package to other members of the conspiracy.

4. Defendant JOSE LUCIANO-GUILLOTI, among other things, agreed to allow defendants ANTONIO RODRIGUEZ and ANTONIO ORTIZ-SOTO to use an apartment to which he had access to remove cocaine from the packages containing cocaine.

OVERT ACTS

In furtherance of the conspiracy and to accomplish its object, defendants CARLOS ANDINO, JOSE LUCIANO-GUILLOTI, ANTONIO RODRIGUEZ, and ANTONIO ORTIZ-SOTO, and others known and unknown to the grand jury, committed the following overt acts, among others, in the Eastern District of Pennsylvania, and elsewhere:

On or about November 2, 2009:

1. Defendants ANTONIO RODRIGUEZ and ANTONIO ORTIZ-SOTO agreed to accept delivery of a package containing cocaine at 1742 S. Church, Apt. 2 , in Allentown, Pennsylvania.

2. A package containing approximately 1,000 grams of a mixture or substance containing cocaine (the cocaine package) was mailed by United States mail from San Juan, Puerto Rico to defendant ANTONIO ORTIZ-SOTO at 1742 S. Church, Apt. 2, in Allentown, Pennsylvania.

On or about November 4, 2009, in Allentown, Pennsylvania:

3. Defendant ANTONIO ORTIZ-SOTO signed for the cocaine package when it was delivered to 1742 S. Church, Apt. 2.

4. Defendants ANTONIO RODRIGUEZ and ANTONIO ORTIZ-SOTO took the cocaine package into Unit 7 of 1728 S. Church Street.

5. Inside Unit 7 of 1728 S. Church Street, defendant JOSE LUCIANO-GUILLOTI assisted and directed defendants ANTONIO RODRIGUEZ and ANTONIO ORTIZ-SOTO in opening the cocaine package.

6. Defendant CARLOS ANDINO later accepted delivery of the cocaine at 323 S. Franklin St.

All in violation of Title 21, United States Code, Section 846.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 2 through 4 and Overt Acts 1 through 6 of Count One of this indictment are incorporated here.

2. On or about November 4, 2009, in Allentown, in the Eastern District of Pennsylvania, defendants

**CARLOS ANDINO,
JOSE LUCIANO-GUILLOTI,
ANTONIO RODRIGUEZ, and
ANTONIO ORTIZ-SOTO**

knowingly and intentionally attempted to possess with intent to distribute, and aided and abetted the attempt to possess with intent to distribute, 500 grams or more, that is, approximately one kilogram, of a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(B).

In violation of Title 21, United States Code, Section 846, and Title 18, United States Code, Section 2.

A TRUE BILL:

FOREPERSON

MICHAEL L. LEVY
United States Attorney